IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.V.K.BALI
&
THE HONOURABLE MR. JUSTICE P.R.RAMAN

FRIDAY, THE 15TH DECEMBER 2006 / 24TH AGRAHAYANA 1928

Con.Case(C).No. 1084 of 2006(S)

AGAINST THE JUDGEMENT IN WPC.11750/2006 Dated 03/07/2006
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PETITIONER:

MALABAR BUILDERS INDIA LTD.,
D4, 3RD FLOOR, MALABAR GATE,
RAM MOHAN ROAD, CALICUT,
REP. BY ITS MANAGING DIRECTOR M.P.AHAMMED,
S/O.MAMED KUTTY HAJI, AGED 49 YEARS,
HOUSE NO.2697, ERANJIPALAM P.O., KOZHIKODE.

BY ADV. SRI.ANTONY DOMINIC
SMT.K.V.RESHMI

RESPONDENT: IST RESPONDENT

SMT.P.SHYLAJA,
AGED AND FATHER'S NAME NOT KNOWN TO THE PETITIONER,
SECRETARY IN CHARGE, KOZHIKODE CORPORATION.

BY ADV. SRI.T.P.KELU NAMBIAR (SR.)
SRI.M.P.PRABHANANDAN,SC,KOZHIKODE CORPN

THIS CONTEMPT CASE (CIVIL) HAVING BEEN FINALLY HEARD ON 15/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.K. BALI, C.J. & P.R.RAMAN, J.

Cont.Case (C) No.1084 of 2006

Dated, this the 15th day of December, 2006

JUDGMENT

V.K.Bali,C.J.(Oral)

Pursuant to our order dated 7th December, 2006 Smt.Shylaja, Deputy Secretary, Kozhikode Corporation has appeared in Court. Mr.T.P.Kelu Nambiar, learned counsel appearing for the respondent states that the order passed by the respondent dated 8.9.2006 shall be recalled and a fresh order shall be passed in the light of the direction given by this Court in W.P.(C) No.11750 of 2006 decided on 3rd July, 2006. In view of the statement made by the learned counsel we do not wish to proceed any further in this case. The rule issued against the respondent is discharged. Before, we may, however, part with this order we would like to mention that we are sanguine that this time the respondent would carefully look into the order dated

3rd July, 2006 and pass an order in the light of the observations made by the learned Judge.

V.K. BALI,
CHIEF JUSTICE.

P.R.RAMAN,
JUDGE.

vns